

W.S.P. A5-103L
300807-04228-JF
WASCO, CA 93280

IN PRO-PER

UNITED STATES DISTRICT COURT FILED

NORTHERN DISTRICT OF CALIFORNIA

2008 MAR 28 P 2:57

HAROLD WALKER,

PLAINTIFF,

VS.

JAMES TILTON, et al.,

DEFENDANTS.

CASE NO. C 07-4228-JF (PC)

MOTION FOR A 90 DAY EXTENSION OF TIME
TO AMEND THE COMPLAINT

PLAINTIFF, HAROLD WALKER COMES BEFORE THIS HONORABLE COURT WITH THIS MOTION FOR A 90 DAY
EXTENSION OF TIME TO AMEND THE COMPLAINT DUE TO THE FOLLOWING REASONS;

UPON ARRIVAL AT WASCO STATE PRISON ON FEBRUARY 5, 2008 ALL PLAINTIFFS LEGAL MATERIAL AND LEGAL
PAPERS WERE CONFISCATED WHEN CORRECTIONAL OFFICER WOULD NOT ALLOW PLAINTIFF TO SEND HIS
PROPERTY TO HOME AND PLAINTIFF WOULD NOT SIGN A PROPERTY AND CASH RECEIPT STATING PLAINTIFF
HAD DONATED HIS PROPERTY. PLAINTIFF DID NOT DONATE HIS PROPERTY. CORRECTIONAL OFFICERS WOULD
NOT GIVE PLAINTIFF HIS LEGAL MATERIAL AND LEGAL PAPERS.

PLAINTIFF IS BEING FALSELY IMPRISONED AND HELD AGAINST HIS WILL. ON JANUARY 16, 2008 A PAROLE
HOLE WAS PLACED ON PLAINTIFF FOR USE OF COCAINE AND FAILED TO PARTICIPATE IN DRUG TREATMENT
IN WHICH PLAINTIFF DENIES AND TO PARTICIPATE IN DRUG TREATMENT IS NOT A VIOLATION OF THE
CONDITION OF PLAINTIFFS PAROLE CONDITIONS. PLAINTIFF WAS DUE TO HAVE A REVOCATION HEARING WITHIN
35 DAYS OF THE PAROLE HOLE WHICH SHOULD HAVE BEEN LATER THAN FEBRUARY 8, 2008. PLAINTIFF
WAS YET TO HAVE A REVOCATION HEARING AND EVERY ATTEMPT PLAINTIFF MAKES TO FIND OUT WHAT
IS GOING ON AND WHY PLAINTIFF HAS NOT BEEN RELEASED HAS BEEN MET WITHOUT A
RESPONSE. THEREFOR PLAINTIFF IS BEING HELD IN CUSTODY IN VIOLATION OF THE UNITED STATES
CONSTITUTION.

PETITIONER ON MARCH 20, 2008 RECEIVED AT WASCO STATE PRISON THIS HONORABLE COURT'S ORDER
DATED FEBRUARY 22, 2008 IN WHICH THIS COURT ORDER OF DISMISSAL WITH LEAVE TO AMEND AND

1 DENYING MOTION FOR APPOINTMENT COUNSEL, DEFAULT JUDGEMENT AND AN INJUNCTION, WHICH
 2 PLAINTIFF IS NOT ABLE TO MAKE THE 30 DAY DEADLINE GIVE BY THIS COURT BEING PLAINTIFF
 3 DID NOT RECEIVE THIS ORDER UNTIL MARCH 20, 2008 AND THE ORDER IS DATED FEBRUARY 22,
 4 2008.

5 PLAINTIFF IS ONLY ALLOW 2 HOURS A WEEK ACCESS TO THE LAW LIBRARY EVEN THOUGH PLAINTIFF
 6 HAS COURT DEADLINES, IS IN PRO-PER IN A NUMBER OF CASES FILED IN THE UNITED STATES DISTRICT
 7 COURT OF CALIFORNIA. PLAINTIFF HAS BEEN DENIED ENVELOPES TO CORRESPOND TO THE COURTS.
 8 PLAINTIFF IS NOT ALLOWED TO CHECK OUT LEGAL BOOKS OR LEGAL MATERIAL FROM THE LAW
 9 LIBRARY OR HAVE LEGAL MATERIAL FROM THE LAW LIBRARY BROUGHT TO HIS CELL WHICH ALSO
 10 DENIES PLAINTIFF ACCESS TO THE LAW LIBRARY AND DENIES PLAINTIFF ACCESS TO
 11 CORRESPOND TO THE COURTS.

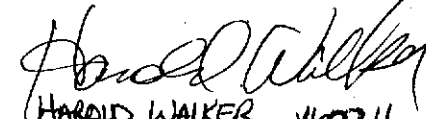
12 THIS IS A ON GOING PROBLEM PLAINTIFF HAS HAD WITH THE CALIFORNIA DEPARTMENT
 13 OF CORRECTIONS AND REHABILITATION SINCE JANUARY 2005. PLAINTIFF HAS WRITTEN AS
 14 DIRECTED BY THE COURTS GRIEVANCE OR INMATE APPEALS TO EXHAUST THE ADMINISTRATIVE REMEDIES
 15 TO NO AVAL.

17 CONCLUSION

18 PLAINTIFF HAROLD WALKER FOR THE REASONS STATED IN THIS MOTION COME BEFORE
 19 THIS HONORABLE COURT AND PRAY THAT THIS COURT MAY GRANT PLAINTIFF'S MOTION FOR THE
 20 90 DAY EXTENSION OF TIME TO AMEND THE COMPLAINT.

22 DATED: MARCH 25, 2008

RESPECTFULLY WRITTEN AND SUBMITTED,

23 BY: 
 24 HAROLD WALKER 160211
 25 W.S.P. A5-103L
 26 P.O. BOX 4400
 27 WACO, CA 93280

28 IN PRO-PER

I, HAROLD WALKER

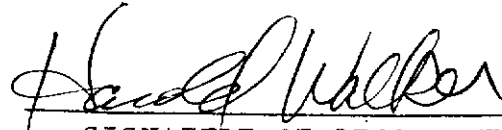
DECLARE UNDER PENALTY THAT

FILED

I AM THE PLAINTIFF IN THE ABOVE ENTITLED ACTION. I AM SENDING THE FOREGOING DOCUMENTS AND KNOW THE CONTENTS THEREOF, TO BE TRUE EXCEPT AS TO MATTERS STATED THEREIN UPON INFORMATION AND AS TO THOSE MATTERS I BELIEVE THAT THEY ARE TRUE.

EXECUTED THIS 25 DAY OF MARCH, 2008, AT WASCO STATE PRISON, WASCO, CALIFORNIA 93280

U.S. DISTRICT COURT
NO. DIST. OF CAL. S.J.



SIGNATURE OF DECLARANT/PRISONER

PROOF OF SERVICE BY MAIL

(C.B.P. section 1013(a) & 2015.5; 2U.S.C.A. section 1746)

I, HAROLD WALKER 1160211 AM A RESIDENT OF WASCO STATE PRISON, STATE OF CALIFORNIA: I AM OVER EIGHTEEN (18) YEARS AND AM/ARE THE ~~PLAINTIFF~~ IN THE ABOVE ENTITLED ACTION. MY STATE PRISON ADDRESS IS: P.O. BOX 4400 WASCO, CALIFORNIA 93280

EXECUTED THIS 25 DAY OF MARCH, 2008, I SERVED THE FOREGOING:

MOTION FOR EXTENSION OF TIME

(SET FORTH EXACT TITLE OF DOCUMENTS SERVED)

ON THE PARTIES HEREIN BY PLACING A TRUE COPY(S) THEREOF ENCLOSED IN A SEALED ENVELOPE WITH POSTAGE THEREON FULLY PAID, IN THE UNITED STATES MAIL. IN A DEPOSIT BOX AT WASCO STATE PRISON, WASCO, CALIFORNIA 93280 OR WAS PICKED UP BY CORRECTIONS IN CHARGE OF PICKING UP MAIL ADDRESSED AS FOLLOWS:

U.S. DISTRICT COURT - NORTHERN DISTRICT OF CALIFORNIA

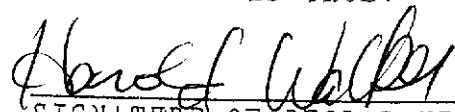
280 SOUTH FIRST STREET, Rm. 2112

SAN JOSE, CA. 95113-3095

THERE IS MAIL SERVICE BY UNITED STATES MAIL AT THE PLACE SO ADDRESSED AND THERE IS REGULAR COMMUNICATION BY MAIL BETWEEN THE PLACE SO ADDRESSED

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE.

DATED: MARCH 25, 2008



SIGNATURE OF DECLARANT/PRISONER

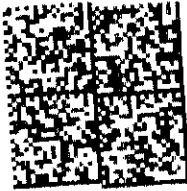
049J82035945

\$00.580

03/26/2008

Mailed From 93280

US POSTAGE



Legal Mail

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
NORTHERN DISTRICT OF CALIFORNIA
200 SOUTH FIRST STREET, RM 211
SAN JOSE, CA 95113-3095

Legal Mail

WALDO WALKER V60211
WALDO WALKER
P.O. BOX 4400
WASCO, CA 93280

Legal Mail

9511343002 0060